

REMARKS

Claims 3-9, 12, 16-17, 25-26, 28-29, and 31-32 are pending.

Claims 1-2, 10-11, 13-15, 18-24, 27, and 30 have been cancelled.

In the Office Action dated April 14, 2009, claims 11-12, 16-17, and 28 were rejected under 35 U.S.C. § 103(a) as unpatentable over U.S. Patent No. 6,516,310 (Paulley) in view of U.S. Patent No. 6,377,943 (Jakobsson); claims 2, 10, 21-22, 27, and 30 were rejected under 35 U.S.C. § 103(a) as unpatentable over Paulley in view of U.S. Patent No. 6,351,742 (Agarwal); and claim 32 was rejected under 35 U.S.C. § 103(a) as unpatentable over Agarwal and U.S. Patent No. 7,062,481 (Pham).

Applicant acknowledges the allowance of claims 3-9, 25, 26, and 31, and the indication that claim 29 would be allowable if rewritten in independent form.

Claim 29 has been amended from dependent form to independent form to place claim 29 in condition for allowance.

STATEMENT OF COMMON OWNERSHIP

The present application and U.S. Patent No. 7,062,481 (Pham) were, at the time the present invention was made, owned by or subject to obligation of assignment to the same person.

REJECTION UNDER 35 U.S.C. § 103 OVER AGARWAL AND PHAM

In view of the Statement of Common Ownership above, it is respectfully submitted that Pham has been disqualified as a prior art reference pursuant to 35 U.S.C. § 103(c). Therefore, the § 103 rejection of claim 32 over Agarwal and Pham has been overcome.

In view of the cancellation of claims 2, 10, 11, 21, 22, 27, and 30, without prejudice, it is respectfully submitted that the present application is in condition for grant.

Allowance of all claims is respectfully requested.

The Commissioner is authorized to charge any additional fees and/or credit any overpayment to Deposit Account No. 50-4370 (9786).

Respectfully submitted,

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